

# House Amendment 8038

PAG LIN

1 1 Amend House File 2145 as follows:  
1 2 #1. Page 1, by inserting before line 1, the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 335.7, Code 2003, is amended to  
1 5 read as follows:  
1 6 335.7 CHANGES == PROTEST.  
1 7 The regulations, restrictions, and boundaries may  
1 8 be amended, supplemented, changed, modified, or  
1 9 repealed. Notwithstanding section 335.4, as a part of  
1 10 an ordinance changing land from one zoning district to  
1 11 another zoning district or an ordinance approving a  
1 12 site development plan, a board of supervisors may  
1 13 impose conditions on a property owner which are in  
1 14 addition to existing regulations if the additional  
1 15 conditions have been agreed to in writing by the  
1 16 property owner before the public hearing required  
1 17 under this section or any adjournment of the hearing.  
1 18 The conditions must be reasonable and imposed to  
1 19 satisfy public needs which are directly caused by the  
1 20 requested change. In case, however, of a protest  
1 21 against the change signed by the owners of twenty  
1 22 percent or more either of the area included in the  
1 23 proposed change, or of the area immediately adjacent  
1 24 to the proposed change and within five hundred feet of  
1 25 the boundaries of the proposed change, the amendment  
1 26 shall not become effective except by the favorable  
1 27 vote of at least sixty percent of all of the members  
1 28 of the board of supervisors. The provisions of  
1 29 section 335.6 relative to public hearings and official  
1 30 notice shall apply equally to all ~~changes or~~  
1 31 ~~amendments, supplements, changes, modifications, or~~  
1 32 ~~repeals of regulations, restrictions, and boundaries.~~  
1 33 In addition, notice of such amendments, supplements,  
1 34 changes, modifications, or repeals shall be sent by  
1 35 regular mail to all owners of property located in the  
1 36 area, or adjacent to the area, to which the  
1 37 amendments, supplements, changes, modifications, or  
1 38 repeals apply.  
1 39 Sec. \_\_\_\_\_. Section 414.5, Code 2003, is amended to  
1 40 read as follows:  
1 41 414.5 CHANGES == PROTEST.  
1 42 The regulations, restrictions, and boundaries may,  
1 43 from time to time, be amended, supplemented, changed,  
1 44 modified, or repealed. Notwithstanding section 414.2,  
1 45 as a part of an ordinance changing land from one  
1 46 zoning district to another zoning district or an  
1 47 ordinance approving a site development plan, a council  
1 48 may impose conditions on a property owner which are in  
1 49 addition to existing regulations if the additional  
1 50 conditions have been agreed to in writing by the  
2 1 property owner before the public hearing required  
2 2 under this section or any adjournment of the hearing.  
2 3 The conditions must be reasonable and imposed to  
2 4 satisfy public needs which are directly caused by the  
2 5 requested change. In case, however, of a written  
2 6 protest against a change or repeal which is filed with  
2 7 the city clerk and signed by the owners of twenty  
2 8 percent or more of the area of the lots included in  
2 9 the proposed change or repeal, or by the owners of  
2 10 twenty percent or more of the property which is  
2 11 located within two hundred feet of the exterior  
2 12 boundaries of the property for which the change or  
2 13 repeal is proposed, the change or repeal shall not  
2 14 become effective except by the favorable vote of at  
2 15 least three-fourths of all the members of the council.  
2 16 The protest, if filed, must be filed before or at the  
2 17 public hearing. The provisions of section 414.4  
2 18 relative to public hearings and official notice apply  
2 19 equally to all ~~changes or~~ amendments, supplements,  
2 20 changes, modifications, or repeals of regulations,  
2 21 restrictions, and boundaries. In addition, notice of

~~2 22 such amendments, supplements, changes, modifications,~~  
~~2 23 or repeals shall be sent by regular mail to all owners~~  
~~2 24 of property located in the area, or adjacent to the~~  
~~2 25 area, to which the amendments, supplements, changes,~~  
~~2 26 modifications, or repeals apply.>~~  
2 27 #2. Title page, line 1, by inserting after the  
2 28 words <relating to> the following: <city and county  
2 29 zoning, including requiring notice to property owners  
2 30 and providing for>.  
2 31 #3. By renumbering as necessary.  
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2 34  
2 35 FALLON of Polk  
2 36 HF 2145.501 80  
2 37 sc/pj